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ACEDISY

Request for Continued Examination (RCE) Transmittal

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000, provides for continued examination of an utility or sun application filed on or after June 8, 1995. See the American Invertors Protection Act of 1999 (AIPA).

Application No.	09/469,586	
Filing Date	December 22, 1999	
Nam	ned Inventor(s)	
Sterling	g Michael Pearson	
Group/Art Unit	2134	
Confirmation No.	5130	
Examiner Name	xaminer Name Andrew L. Nalven	
Attorney Docket No.	07609.105002	

DEC 0 6 2004

This is a Request for Examination (RCE) under 37 CFR § 1.114 of the above-identified application.

NOTE: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice. Final Rule, 65 Fed. Reg. 50092 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (mar. 20, 2000), 1222 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

Gaz.	Pat. Ojj	nce 47 (Ap	r. 11, 2000), which established RCE practice.		
1. Submission required under 37 C.F.R. § 1.114					
	a.		Previously submitted		
		i.	Consider the amendment(s)/reply under 37 CFR §1.116 previously filed on unentered amendment(s) referred to above will be entered).	(Any	
		ii.	Consider the arguments in the Appeal Brief or Reply Brief previously filed of	on	
i		iii.	Other		
	b.	\boxtimes	Enclosed	RECEIVED	
		i.	Preliminary Amendment/Response to Final Office Action (29 pages).		
		ii.	Affidavit(s)/Declaration(s)	DEC 0 9 2004	
		iii.	☐ Information Disclosure Statement (IDS)		
		iv.	Other <u>Three-Month Extension of Time</u> .	Technology Center 21	
2.	. Miscellaneous				
	a. Suspension of action on the above-identified application is requested under 37 CFR § 1.103(c) for a period of				
			months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR § 1.17(i) require	ed)	
	b.		Other	·	
				ļ	
3.	Fees (The RCE fee under 37 CFR § 1.17(e) is required by 37 CFR § 1.114 when the RCE is filed.)				
	a.		The Director is hereby authorized to charge any additional fees or credit a Account No. 11-0980.	ny overpayments, to Deposit	
	i. RCE Fee required under 37 CFR § 1.17(e) \$395.00.				
	ii. Extension of time fee (37 CFR §§ 1.136 and 1.17) \$490.00				
	iii. Other				
	b.	\boxtimes	Checks in the amounts of \$395 (Check #452285); and \$490 (Check #452286).		
	c. Payment by credit card (Form PTO-2038 enclosed)				
Signature of Applicant, Attorney or Agent Required					
	Ste	even P.	Wigmore, Esq. By:	Reg. No. 40,447	
KING & SPALDING LLP		NG &			
45 th Floor, 191 Peachtree Street, N.E.		th Floor	r, 191 Peachtree Street, N.E. Telephone: 464.572.4600 Facs	simile: 404.572.5145	
	At	lanta, C	Georgia 30303 Customer No. 20786		
			Certificate of Mailing or Transmission		
I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Mail Stop RCE, P.O. Box 1450, Alexandria, VA 22313-1450, on					
December 3, 2004.					
Steven R. Wigmore, Reg. No. 40,447					